



## MEETING OF THE CITY COUNCIL

# Agenda

Cheryl Cox, Mayor

Rudy Ramirez, Councilmember  
Mitch Thompson, Interim Councilmember  
Pamela Bensoussan, Councilmember  
Steve Castaneda, Councilmember

James D. Sandoval, City Manager  
Bart Miesfeld, City Attorney  
Donna Norris, City Clerk

### CITY COUNCIL WORKSHOP

November 5, 2009  
4:00 p.m.

Council Chambers  
City Hall  
276 Fourth Avenue

#### CALL TO ORDER

**ROLL CALL:** Councilmembers Bensoussan, Castaneda, Ramirez, Thompson, and Mayor Cox

#### PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

#### PUBLIC COMMENTS

*Persons speaking during Public Comments may address the Council on any subject matter within the Council's jurisdiction that is not listed as an item on the agenda. State law generally prohibits the Council from discussing or taking action on any issue not included on the agenda, but, if appropriate, the Council may schedule the topic for future discussion or refer the matter to staff. Comments are limited to three minutes.*

#### ACTION ITEMS

*If you wish to speak on any of the following items, please fill out a "Request to Speak" form (available in the lobby) and submit it to the City Clerk prior to the meeting.*

#### PRESENTATION ON THE STATUS OF UPDATES TO THE CITY'S FISCAL HEALTH PLAN

1. CONSIDERATION OF THE QUARTERLY FINANCIAL REPORT ENDED SEPTEMBER 30, 2009 AND ADOPTION OF A RESOLUTION AMENDING THE 2009/2010 BUDGET

Section 504 (f) of the City Charter requires quarterly financial reports to be filed by the Director of Finance through the City Manager. The report for the quarter ending September 30, 2009 is being presented to the Council. Council Policy 220-02, "Financial Reporting and Transfer Authority," was established in January 1996, and allows budget transfers to be completed. Adoption of the resolution amends the 2009/2010 budget. (Finance Director)

Staff recommendation: Council accept the report and adopt the resolution:

- A. QUARTERLY FINANCIAL REPORT FOR THE QUARTER ENDED SEPTEMBER 30, 2009
  - B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING FISCAL YEAR 2009/2010 BUDGET IN ACCORDANCE WITH THE COUNCIL POLICY ON FINANCIAL REPORTING AND TRANSFER AUTHORITY, AND APPROPRIATING AMOUNTS TO THE FIRE EQUIPMENT REPLACEMENT FUND AND FROM THE AVAILABLE FUND BALANCE IN THE POLICE GRANTS FUND (4/5THS VOTE REQUIRED)
2. UPDATE OF THE CITY'S FISCAL HEALTH PLAN RELATED TO DEBT RESTRUCTURING OPTIONS

On January 20, 2009, the City Council endorsed the City Manager's "Fiscal Health Plan," which included the review of the outstanding debt obligations to ensure that the City continues to meet its debt obligations and minimize the impacts to City services. (Finance Director)

Staff recommendation: Council consider the dept restructuring options as recommended under the Fiscal Health Plan.

3. CONSIDERATION OF APPROVAL OF AGREEMENTS FOR UNDERWRITING SERVICES AND BOND AND DISCLOSURE COUNSEL SERVICES

As a result of the significant reduction in development-related fees currently being collected, the City is anticipating restructuring a portion of the debt related to its Public Facilities Development Impact Fees obligations. It is anticipated that this restructuring will enable the City to better meet its long-term financial goals. Adoption of the resolutions approves the agreements for bond underwriting services and bond counsel services. (Finance Director).

Staff recommendation: Council adopt the following resolutions:

- A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AN AGREEMENT WITH THE INVESTMENT BANKING FIRM OF E.J. DE LA ROSA & CO., INC. TO PROVIDE UNDERWRITING SERVICES FOR RESTRUCTURING OF CITY BONDED DEBT IF DEEMED ECONOMICALLY FEASIBLE

- B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA WAIVING THE FORMAL CONSULTANT SELECTION PROCESS AS IMPRACTICAL, AND APPROVING AN AGREEMENT WITH STRADLING, YOCCA, CARLSON & RAUTH FOR BOND AND DISCLOSURE COUNSEL SERVICES
4. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA REPLACING THE GENERAL FUND RESERVE POLICY PER THE CITY'S FISCAL HEALTH PLAN

On January 20, 2009, the City Council endorsed the City Manager's "Fiscal Health Plan". The Plan, which was created to address the City's immediate financial emergency as well as its long term fiscal sustainability, including an update of the General Fund Reserve Policy. The proposed draft policy will provide guidelines for the use of reserves as well as increased minimum reserve levels. (Finance Director)

Staff recommendation: Council adopt the resolution.

**ADJOURNMENT** to a Special Meeting on November 9, 2009 at 2:00 p.m., and thence to the Regular City Council Meeting on November 17, 2009, at 4:00 p.m., in the Council Chambers. (The November 10, 2009 meeting has been cancelled)

*Materials provided to the City Council related to any open-session item on this agenda are available for public review at the City Clerk's Office, located in City Hall at 276 Fourth Avenue, Building 100, during normal business hours.*

***In compliance with the  
AMERICANS WITH DISABILITIES ACT***

*The City of Chula Vista requests individuals who require special accommodations to access, attend, and/or participate in a City meeting, activity, or service, contact the City Clerk's Office at (619) 691-5041 at least forty-eight hours in advance of the meeting.*